The Decree of Sarmoor
of the December
1901

15/12/01

Act No. XI of 1901.

ಲೆಜಿಸ್ಲೇಟಿವ್ ಡಿಪಾರ್ಟ್‌ಮೆಂಟ.

ಹಿಂದುಸ್ಥಾನದ ಗವ್ಹರ್ನರ ಜನರಲ್ ಇನ್ ಕೌನ್ಸಿಲ್ ಇವರ ಕೆಳಗೆ ಬರೆದ ಆಕ್ಟನ್ನು ಅಲಿಜನಾಬ ಗವ್ಹರ್ನರ ಜನರಲ್ ಇವರು ತಾರೀಖು ೨೫ನೇ ಮಾಹೆ ಅಕ್ಟೋಬರ ಸನ್ ೧೯೦೧ನೇ ಇಸವಿಯ ದಿವಸ ಪ್ರಸಿದ್ಧ ಮಾಡಿದರು, ಅದನ್ನು ಎಲ್ಲ ಜನರಿಗೆ ಗೊತ್ತು ಪಡಿಸುವದಕ್ಕಾಗಿ ಇದರ ಮೂಲಕ ಪ್ರಸಿದ್ಧ ಮಾಡಿರುತ್ತದೆ:

ಸನ್ ೧೯೦೧ನೇ ಇಸವಿಯ ೧೧ನೇ ಆಕ್ಟು.

ಕೆಲವು ಆಕ್ಟುಗಳ ನಿರೂಪಣೆಯನ್ನು ಸುಲಭ ಮಾಡುವ ಬಗ್ಗೆ ಮತ್ತು ಉಪಯೋಗದಲ್ಲಿರದ ಕೆಲವು ಆಕ್ಟುಗಳನ್ನು ಸುಧಾರಿಸುವ ಮತ್ತು ರದ್ದು ಮಾಡುವ ಬಗ್ಗೆ ಆಕ್ಟು.

ಈ ಆಕ್ಟಿನ ಒಂದನೇ ಪರಿಶಿಷ್ಟಿನಲ್ಲಿ ಹೇಳಿದ ಆಕ್ಟುಗಳ ನಿರೂಪಣೆಯನ್ನು ಸುಲಭ ಮಾಡುವದು ಯೋಗ್ಯವಿದ ದರಿಂದ;

ಮತ್ತು ಈ ಆಕ್ಟಿನ ಎರಡನೇ ಪರಿಶಿಷ್ಟಿನಲ್ಲಿ ಹೇಳಿದ ಆಕ್ಟುಗಳಲ್ಲಿ ಕೆಲವು ಕಿರಕೊಳ್ಳು ಸುಧಾರಣೆಗಳನ್ನು ಮಾಡುವದು ಸಹ ಯೋಗ್ಯವಿದ್ದದರಿಂದ;

ಮತ್ತು ಈ ಆಕ್ಟಿನ ಮೂರನೇ ಪರಿಶಿಷ್ಟಿನಲ್ಲಿ ಹೇಳಿದ ಯಾವ ಆಕ್ಟುಗಳ ಕೆಲಸ ಕ್ರಿಯೆ ಹೊಗಿದೆಯೋ ಯಾ ಯಾವವುಗಳ ಅಮಲು ನಡಿಯುವಂಥಾದ್ದು ಸ್ಪಷ್ಟವಾಗಿ ವಿಶೇಷ ರೀತಿಯಿಂದ ರದ್ದು ಮಾಡದಲೇ ಬೇರೆ ರೀತಿಯಿಂದ ಬಂದು ಆಗಿದೆಯೋ, ಯಾ ಯಾವವು ಬಹಳ ದಿವಸವಾದದರಿಂದ ಅಥವಾ ಬೇರೆ ರೀತಿಯಿಂದ ಅನವಶ್ಯಕವಾಗಿರುವವೋ, ಅಂಥ ಕೆಲವು ಆಕ್ಟುಗಳನ್ನು ಸ್ಪಷ್ಟವಾ

[*Price—Nine Pies.*]

ಗಿ ಮತ್ತು ವಿಶೇಷ ರೀತಿಯಿಂದ ರದ್ದು ಮಾಡುವದು ಪಹ ಯೋಗ್ಯವಿದ್ದದರಿಂದ;

ಆದರ ಮೂಲಕವಾಗಿ ಕೆಳಗೆ ಬರೆದ ಪ್ರಕಾರ ಗೊತ್ತು ಪಡಿಸುವದರಲ್ಲಿ ಬರುತ್ತದೆ:

ಹೆಸರು ಮತ್ತು ಶುರುವಾತೆಯು.

೧. (೧) ಈ ಅಕ್ಟಿಗೆ ಸನ್ ೧೯೦೧ನೇ ಇಸವಿಯ ರದ್ದುಮಾಡುವ ಮತ್ತು ಸುಧಾರಿಸುವ ಅಕ್ಟೆಂದನ್ನಿಸಿಹುದು; ಮತ್ತು

(೨) ಅದು ಕೂಡಲೆ ಅಮಲಿನಲ್ಲಿ ಬರುವದು.

ಕೆಲವು ಅಕ್ಟುಗಳ ನಿರೂಪಣೆಯು.

೨. ಮೊದಲನೇ ಪರಿಶಿಷ್ಟಿನ ಮೊದಲಿನ ಮೂರು ಕೋಷ್ಟಕಗಳಲ್ಲಿ ಬರೆದ ಪ್ರತಿ ಒಂದು ಅಕ್ಟನ್ನು, ಎರಡನೇ ನಿರೂಪಣೆಯ ಪದ್ಧತಿಗೆ ಬಾಧೆ ಬಾರದಂತೆ, ಸದರಿ ಪರಿಶಿಷ್ಟಿನ ನಾಲ್ಕನೇ ಕೋಷ್ಟಕದಲ್ಲಿ ಅದರ ಸಲುವಾಗಿ ಹೇಳಿದ ಸಂಕ್ಷಿಪ್ತ ಹೆಸರಿನಿಂದ ಎಲ್ಲ ಕಲರಣಗಳಿಗಾಗಿ ನಿರೂಪಿಸಬಹುದು.

ಸುಧಾರಿಸಿದ ಅಕ್ಟುಗಳು ಮತ್ತು ರದ್ದು ಮಾಡಿದ ಅಕ್ಟುಗಳು.

೩. (೧) ಎರಡನೇ ಪರಿಶಿಷ್ಟಿನಲ್ಲಿ ಹೇಳಿದ ಅಕ್ಟುಗಳು ಅದೇ ಪರಿಶಿಷ್ಟಿನ ನಾಲ್ಕನೇ ಕೋಷ್ಟಕದಲ್ಲಿ ಹೇಳಿದಷ್ಟರ ಮಟ್ಟಿಗೆ ಮತ್ತು ಹೇಳಿದ ರೀತಿಯಿಂದ ತಿದಿಲ ಮಾಡಲ್ಪಟ್ಟಿರುತ್ತವೆ.

(೨) ಮೂರನೇ ಪರಿಶಿಷ್ಟಿನಲ್ಲಿ ಹೇಳಲ್ಪಟ್ಟ ಅಕ್ಟುಗಳು ಅದೇ ಪರಿಶಿಷ್ಟಿನ ನಾಲ್ಕನೇ ಕೋಷ್ಟಕದಲ್ಲಿ ಹೇಳಿದಷ್ಟರ ಮಟ್ಟಿಗೆ ಇದರ ಮೇಲಿಂದ ರದ್ದು ಪಡಿಸಿರುತ್ತವೆ.

ಉಚಾವು.

೪. ಈ ಅಕ್ಟಿನ ಮೇಲಿಂದ ಯಾವದಾದರೂ ಅಕ್ಟು ರದ್ದು ಮಾಡಲ್ಪಡುವದರಿಂದ, ಯಾವ ಅಕ್ಟಿನಲ್ಲಿ ಅಥವಾ ಕಾಯದೆಯಲ್ಲಿ ಸದರಿ ರದ್ದು ಪಡಿಸಿದ ಅಕ್ಟನ್ನು ಅಲಗೂ ಮಾಡಿದ್ದಿಕ್ಕು, ಸಾಮಿಲು ಮಾಡಿದ್ದಿಕ್ಕು ಅಥವಾ ಅದರ ಸಂಬಂಧ ಹೇಳಿದ್ದಿಕ್ಕು ಅಂಥ ಅಕ್ಟಿಗೆ ಅಥವಾ ಕಾಯದೆಗೆ ಅವಿಂದ ಬಾಧೆ ಬರುವದೆಂದು ತಿಳಿಯಬಾರದು;

ಮತ್ತು ಪೂರ್ವದಲ್ಲಿ ಮಾಡಿದಂಥ ಅಥವಾ ಆಗಗೊಟ್ಟಂಥ ಯಾವದಾದರೂ ಸಂಗತಿಯ, ಅಥವಾ ಸಂಪಾದಿಸಿದ, ಉತ್ಪನ್ನವಾದ ಅಥವಾ ಬಂದಂಥ ಯಾವದಾದರೂ ಹಕ್ಕಿನ, ದಾವೆಯ, ಅವಶ್ಯಕತೆಯ ಅಥವಾ ಪಾತ್ರತೆಯ, ಅಥವಾ ಅವುಗಳ ಸಂಬಂಧದ ಯಾವದಾದರೂ ಉಪಾಯದ ಅಥವಾ ನಡಿಸಿದ ಕೆಲಸದ, ಅಥವಾ ಪೂರ್ವದಲ್ಲಿ ಕೊಟ್ಟಂಥ ನಾಲದಿಂದ, ಜುಲುಮಾನೆಯಿಂದ, ಜವಾಬದಾರಿಯಿಂದ, ಪಾತ್ರತೆಯಿಂದ, ದಾವೆಯಿಂದ, ಬೇಡುವಿಕೆಯಿಂದ ಅಥವಾ ಯಾವದಾದರೂ ಹಣದಿಂದ ಶಿಕ್ಷ ಬಿಡುಗಡೆಯ ಅಥವಾ ಬಿಟ್ಟ ಬಿಡುವಿಕೆಯ, ಅಥವಾ ಯಾವದಾದರೂ ಹಿಂದಕ್ಕೆ ಬಾದಂಥ ಕ್ಷತ್ರಿಯ ಯಾ ಸಂಗತಿಯ, ತಾಯದ್ಯೇಶ್ಯರತನಕ್ಕೆ, ಬೇಕಾಯದ್ಯೇಶ್ಯರತನಕ್ಕೆ ಅಥವಾ ಪರಿಣಾಮಕ್ಕೆ ಈ ಅಕ್ಟಿನ ಮೇಲಿಂದ ಬಾಧ ಒರಲಿಕ್ಕಿಲ್ಲದೆ ತಿಳಿಯಬೇಕು;

ಹಾಗಯೆ, ಈ ಅಕ್ಟಿನ ಮೇಲಿಂದ ಯಾವದಾದರೂ ಮೂಲತತ್ವವು ಅಥವಾ ಕಾಯದೆಯು ನಿಯಮವು, ಅಥವಾ ಸ್ಥಾಪಿಸಲ್ಪಟ್ಟ ಅಧಿಕಾರವು, ಪದ್ಧತಿಯು ಅಥವಾ ಜಾಬು ಜಬಾಬಿನ ಮಾರ್ಗವು, ಮಹಿವಾಟು ಅಥವಾ ರಿವಾಜು, ಅಥವಾ ಇಗಿರುವ ಸಂಪ್ರದಾಯವು, ನಡತೆಯು, ವಿಶೇಷ ಅಧಿಕಾರವು, ಅಟಂಕು,

ಮಾಫಿ, ಹುದ್ದೆ ಯಾ ನೇಮಣೂಕು, ಇವು ಇದರ ಮೇಲಿಂದ ರದ್ದು ಪಡಿಸಿದ ಯಾವದಾದರೂ ಅಕ್ಟಿನ ಮೇಲಿಂದ ಯಾವದಾದರೂ ರೀತಿಯಿಂದ ಕಾಯಮು ಮಾಡಿದ್ದವಿರಲಿ, ಮನ್ನಿಸಿದವಿರಲಿ ಅಥವಾ ಹೊರಟಿದ್ದವಿರಲಿ, ಅವುಗಳಿಗೆ ಬಾಧ ಬರುತ್ತದೆಂದು ತಿಳಿಯಬಾರದು;

ಹಾಗೆಯೇ, ಈ ಅಕ್ಟಿನ ಮೇಲಿಂದ ಯಾವದಾದರೂ ಅಕ್ಟನ್ನು ರದ್ದು ಪಡಿಸಿದ ಮೂಲಕ ಇಗಿರವಂಥ ಅಥವಾ ಅಮಲ ಜಾರಿಯಲ್ಲಿರದಂಥ ಯಾವ ದಾದರೂ ಅಧಿಕಾರ, ಹುದ್ದೆ, ನಡತೆ, ಪಾತ್ರತೆ, ಹಕ್ಕು, ಸತ್ತು, ವಿಶೇಷ ಅಧಿಕಾರ, ಅಟಣಿಕು, ಮಾಫಿ, ರೀತಿ, ವಹಿವಾಟು, ಪದ್ಧತಿಯು ಅಥವಾ ಇನ್ನಾವದಾ ದರೂ ಸಂಗತಿ, ಇವುಗಳನ್ನು ಗೊತ್ತು ಪಡಿಸುವದರಲ್ಲಿ ಬರುತ್ತದೆಂದು ಅಥವಾ ಪುನಃ ಚಾಲೂ ಮಾಡುವದರಲ್ಲಿ ಬರುತ್ತದೆಂದು ತಿಳಿಯಬಾರದು.

ಮೊದಲನೇ ಪರಿಶಿಷ್ಟ.

ಅಕ್ಟುಗಳ ನಿರಾಪಣೆಯು.

[ಕಲಮು ೨ ನೋಡಿ.]

[ಇದರಲ್ಲಿ ಕೊಟ್ಟ ಕಾಯದೆಗಳು ಮತ್ತು ಅಕ್ಟುಗಳು ಮುಂಬಯಿ ಇಲಾಖೆಗೆ ಲಾಗೂ ಇಲ್ಲದಿದ್ದರಿಂದ ಅವುಗಳ ತಾಷಾಂತರವಾಗಿಲ್ಲ.]

ಎರಡನೇ ಪರಿಶಿಷ್ಟ.

ಸುಧಾರಿಸಿದ ಕಾಯದೆಗಳು.

[ಕಲಮು ೩, ಪೋಟ ಕಲಮು (೧) ನೋಡಿ.]

ಭಾಗ ೧.—ಮದ್ರಾಸಿನ ಕಾಯದೆಗಳು.

[ತಾಷಾಂತರವಾಗಿಲ್ಲ.]

ಭಾಗ ೨.—ಗವ್ಹರ್ನರ ಜನರಲ್ ಇನ್ ಕೌನ್ಸಿಲ್ಲರ ಅಕ್ಟು.

೧	೨	೩	೪
ವರ್ಷ.	ನಂಬರು	ಸಣ್ಣ ಹೆಸರು.	ಸುಧಾರಣೆ.
೧೯೦೯	೧೩	ತಿಂಬಿ ಮತ್ತು ಅಶ್ವ ಕುಷ್ಟರೋಗಗಳ ಅಕ್ಟು.	ಕಲಮು ೨, ಪೋಟ ಕಲಮು (೧), ಇದರಲ್ಲಿ "ಅದು" ಈ ಶಬ್ದದ ನಂತರ "ಸಾಧಾರಣವಾಗಿ ಅಥವಾ ಯಾವದಾದರೂ ಸ್ಥಾನಿಕ ಕ್ಷೇತ್ರದ ಸಂಬಂಧದಿಂದ" ಈ ಶಬ್ದಗಳನ್ನು ದಾಖಲು ಮಾಡಬೇಕು.

ಭಾಗ ೩.—ಮದ್ರಾಸಿನ ಗವರ್ನರ್ ಇನ್ ಕೌನ್ಸಿಲ್ಲಿನವರ ಅಕ್ಟುಗಳು.

[ಭಾಷಾಂತರವಾಗಿಲ್ಲ.]

ಮೂರನೇ ಪರಿಶಿಷ್ಟ.

ರದ್ದು ಮಾಡಿದ ಅಕ್ಟುಗಳು.

[ಕಲಮು ೩, ಪೋಟ ಕಲಮು (೨) ನೋಡಿ.]

ಭಾಗ ೧.—ಮದ್ರಾಸಿನ ಕಾಯದೆಗಳು.

[ಭಾಷಾಂತರವಾಗಿಲ್ಲ.]

ಭಾಗ ೨.—ಗವರ್ನರ ಜನರಲ್ ಇನ್ ಕೌನ್ಸಿಲ್ಲಿನವರ ಅಕ್ಟುಗಳು.

೧	೨	೩	೪
ವರ್ಷ.	ನಂಬರು.	ವಿಷಯ ಅಥವಾ ಸಣ್ಣ ಹೆಸರು.	ಎಷ್ಟು ರದ್ದು ಮಾಡಲ್ಪಟ್ಟಿತು.
೧೮೫೫	೧೦	ಮದ್ರಾಸ ಮತ್ತು ಮುಂಬಯಿ ಇಲಾಖೆಗಳೊಳಗಿನ ಈಸ್ಟ ಇಂಡಿಯಾ ಕಂಪನಿಯ ಕೋರ್ಟುಗಳಲ್ಲಿ ಸಾಕ್ಷಿದಾರರು ಹಾಜರಾಗುವ ವಿಷಯದ ಮತ್ತು ಅವರ ಸಾಕ್ಷ್ಯವನ್ನು ತೆಗೆದು ಕೊಳ್ಳುವ ವಿಷಯದ ಕಾಯದೆಯನ್ನು ಸುಧಾರಿಸುವ ಒಗ್ಯೆ ಅಕ್ಟು.	ರದ್ದು ಆಗದೆ ಇದ್ದಷ್ಟು.
೧೮೬೪	೧೫	ಸನ್ ೧೮೬೪ನೇ ಇಸವಿಯ ಸ್ಥಾನಿಕ ವ್ಯಾಪ್ತಿಯ ಅಕ್ಟು.	ಎರಡನೇ ಪರಿಶಿಷ್ಟದ ಯಾವ ಭಾಗವು ಸನ್ ೧೮೦೨ನೇ ಇಸವಿಯ ಮದ್ರಾಸಿನ ೫ನೇ ಮತ್ತು ೧೩ನೇ ಕಾಯದೆಗಳಿಗೆ ಸಂಬಂಧಿಸಿರುತ್ತದೋ ಆ ಭಾಗವು. ಎರಡನೇ ಮತ್ತು ಮೂರನೇ ಪರಿಶಿಷ್ಟಗಳ ಯಾವ ಭಾಗವು ಸನ್ ೧೮೫೫ನೇ ಇಸವಿಯ ೧೦ನೇ ಅಕ್ಟು (ಸಾಕ್ಷ್ಯವನ್ನು ಕೊಡುವದಕ್ಕೆ ಇಲ್ಲೆಂಬುವ ಸಾಕ್ಷಿದಾರರು) ಇದಕ್ಕೆ ಸಂಬಂಧಿಸಿರುತ್ತದೋ ಆ ಭಾಗವು.
೧೮೬೫	೧೬	ಸನ್ ೧೮೬೫ನೇ ಇಸವಿಯ ಉಪ್ಪು ಕಳುಹಿಸುವ ಅಕ್ಟು.	೧೩ನೇ ಕಲಮಿನೊಳಗಿನ "ಮತ್ತು ಅದು ವೊಮ್ಮಿಗಲ್ಲೆ ಅಮಲುಜಾರಿಯಲ್ಲಿ ಬಂದೀತು" ಈ ಶಬ್ದಗಳು.
೧೮೬೫	೧೭	ಸನ್ ೧೮೬೫ನೇ ಇಸವಿಯ ಮದುವೆಗಳನ್ನು ಕಾಯದೇಶೀರ ಪಡಿಸುವ ಬಾಬತು (ಬೆಂಗಳೂರು) ಅಕ್ಟು.	ಇಡೀ ಅಕ್ಟು.
೧೮೬೬	೪	ಸನ್ ೧೮೬೬ನೇ ಇಸವಿಯ ಹಿಂದುಸ್ಥಾನದ ಪಿಟ್ರೋಲಿಯಮ್ಮ ಅಕ್ಟು.	೫ನೇ ಕಲಮಿನ (೧)ನೇ ಪೋಟ ಕಲಮಿನೊಳಗಿನ "ಇದರಲ್ಲಿ ಮುಂದೆ ಗೊತ್ತು ಪಡಿಸಿದ ಪ್ರಕಾರ ಕೊಟ್ಟ" ಈ ಶಬ್ದಗಳು.

೧	೨	೩	೪
ವರ್ಷ.	ನಂಬರು.	ವಿಷಯ ಅಥವಾ ಸಣ್ಣ ಹೆಸರು.	ಎಷ್ಟು ರದ್ದು ಮಾಡಲ್ಪಟ್ಟಿತು.
೧೮೪೪	೧೫	ಸನ್ ೧೮೩೯ನೇ ಇಸವಿಯ ಮದುವೆಗಳನ್ನು ಕಾಯಂ ದೇಶೀರ ಪಡಿಸುವ ಬಾಬತು (ಪುದುಕೋಟೆ ಮತ್ತು ತ್ರಾವಣಕೋರ) ಆಕ್ಟು.	ಇಡೀ ಆಕ್ಟು.
೧೯೦೧	೨	ಸನ್ ೧೯೦೧ನೇ ಇಸವಿಯ ಹಿಂದುಸ್ಥಾನದ ಟೋಲಸಳ ವಿಷಯದ (ದಂಡಿನ ಸಂಬಂಧದ) ಆಕ್ಟು.	ಪರಿಶಿಷ್ಟಿನ ಯಾವ ಭಾಗವು ಸನ್ ೧೮೮೪ನೇ ಇಸವಿಯ ವಪ್ರಾಸಿನ ಲೋಕಲ್‌ಬೋರ್ಡುಗಳ ಆಕ್ಟಿಗೆ ಸಂಬಂಧಿಸಿರುತ್ತದೋ ಆ ಭಾಗವು.

ಭಾಗ ೩ —ಮದ್ರಾಸಿನ ಗವರ್ನರ ಇನ್ ಕೌನ್ಸಿಲ್‌ರವರ ಆಕ್ಟುಗಳು.

[ಭಾಷಾಂತರವಾಗಿಲ್ಲ.]

ಎಚ್. ಡಬ್ಲ್ಯೂ. ಸಿ. ಕಾರ್ನಡಫ್,
ಆಫೀಶಿಯೇಟಿಂಗ್ ಸೆಕ್ರೆಟರಿ ನಿಸಬತ ಹಿಂದುಸ್ಥಾನ ಸರಕಾರ.

(True translation)

M. A. BAIG,

Oriental Translator to Government.

B 1223—2

BOMBAY: PRINTED AT THE GOVERNMENT CENTRAL PRESS.

No 30 of 1896-97

From,

The Assistant and Subordinate

of Savanur.

To,

The Collector and Political Agent

Dharwar.

Savanur 22nd Jan 97

Sir,

Memorandum

With reference to your No. 350

dated the 13th Instant I have the hon.

to state that section 229A of the Civil

Procedure code has not been declared to

be applicable to my Court and to be

Sir,

Your most obedient servant

67

Assistant

Savanur 6 ; ane

No 5 of 1891-92.

From,

The Nawab of Savanur.

To

The Collector and Political Agent Dharwar.

Savanur 29th of September 1891.

Sir

Referring to your endorsement No 4538 of 1891, I have the honor to state that the rules laid down in G. R. No 5071 of 27th June 1891, Political Department have been introduced into this state courts.

I have the honor to be
Sir
Your most sincere friend

Nawab of Savanur.

Below A. P. Agent's No 153 dated 31-5-1901 forwarding the Govt. Reslu. No 3481 Poll department dated 10th May 1901 regarding the revision of the notifications of the Government of India establishing courts in the Native states for compliance.

Civil

No 295 of 1901
3rd June 1901.

Returned with compliments to the Assistant political Agent.

2. The enclosed notifications do not require any corrections so far as this State is concerned.

Dewan Sawmy

No. 1255 of 1892.

Bombay 26th July 1892.

Memo.

The undersigned presents compliments to the Diwan of Savanur and, with reference to his letter of the 12 Instant, begs to inform him that the High Court Rules are out of print at present, but that a copy will be sent to him shortly, the new edition being in the Press.

A K Oliver

Acting Registrar.

Read & recorded
1-8-92

70

Office copy.

No. 14 of 1891-92

From

The Diwan of Savanur.

To,

The Registrar of the High Court
of Bombay

Savanur Diwan's office,
12th of July 1892.

Sir,

I have the honor to request that
you will have the goodness to cause a
copy of the rules for the High Court of Bombay, to be
sent to me,
per V. P. P. at your early convenience.

I have the honor to be,
Sir,
your most obedient servant,

Diwan of Savanur.

No 13 of 1902

Civil

To,

The Supdt S. C. P.
Bombay

16th June 1902

Sir,

I have the honor to advise by your address the remittance by P. O. order of Rs 22-8-0 on account of subscription payable in advance for the complete series of the Indian Law Reports for the year 1902 & request the favour of an acknowledgment.

I have &c

R. D. Justin
Diwan

No. 2 of 1889-90.

From,

The Nawabsaheb,

Savanur

Execution of decrees.

To,

The Acting Collector and Political Agent Dharwar,

Savanur Nawab's Office,

Dharwar 23rd August 1889.

Sir,

I have the honor to bring to your notice that the 2nd class subjudge of Hubli entertains objections to execute the decrees passed by the 1st class subjudge of Savanur on the grounds that he has no jurisdiction to execute the same as His Excellency the Viceroy and Governor-general in Council has not by his notification No 8671 dated 13th March 1885 published at page 418, Part I of the Bombay Government Gazette, been pleased to declare that

73

the decrees of the Court of the subjudge may be executed in British India as if they had been made in British India, when sent thereto for execution.

By the F. D. Notification No 934 dated 9th July 1869, His Excellency the Viceroy and Governor-General in Council was pleased to recognize the Court of the Principal Sadar Amin of Savanur for the purposes of Section 284 of the Code of Civil Procedure (Act VIII of 1869).

The Court was again recognized by H. Excellency for the purposes of Section 229 of the Code of Civil Procedure Act No X of 1877, by the F. D. Notification No 40-1-J. dated the 12th March 1880 published at page 290 Part-I of the Bombay Government Gazette but its name was omitted in the notification No 867 dated 13th March 1885 which was published in

supersession of the above mentioned notifica

The Court of the Principal Sadar Amin
Savanur has, since 1883, been designated
the Court of the 1st class Subordge.

Upto this time the decrees of the Court
were executed in British India, without
any objections being raised.

Money transactions are going on, on a
large scale between the Savanur State and
the villages of British India surrounding the
State. It is therefore indispensably necessary
that the decrees passed by the Courts of Savanur
should be executed in British India when
sent thereto for execution.

I hope, therefore, that you shall have
the goodness of writing to the Local Government
for its favor recommending the Supreme Govern-
ment to declare, under Section 434 of the
de of civil Procedure Act No XIV of 1882, that

the decrees of the marginally mentioned

The Court of the 1st class Subjudge of Savanur, Savanur Nawab Saheb's Court.	civil courts situate within the territories of Savanur State in alliance with Her Majesty and not established by the authority

of H. C. the Governor-General in Council may also be executed in British India as if they had been made in British India.

I have the honor to be,

Sir,

Your most sincere friend,

Nawab Saheb Savanur,

No 42 of 1890-91.

Civil

From,

The Rawab of Savanur,

To,

The Acting Collector and Politi-
-cal Agent Dharwar.

Savanur 17th of June 1891.

Sir

I have the honor to state that in this office No 2 datede 23rde August 1889, I have requested you to be so good as to write to the Government of Bombay for favor of their moving the Government of India to be pleased to declare under section 434 of the Code of Civil Procedure Act No XIV of 1882, that the decrees of the marginally noted civil courts situate within the territories of

1	The court of the first class subjudge Savanur
1	Savanur Rawab's court
75	

Savanur State in alliance with Her Majesty and not established by the authority of H. E. the Governor General in Council may be executed in British India as if they had been made in British India, when sent thereto for execution. From the fact of my not receiving any reply I think that the matter has not yet been finally decided. If that be the case, I beg to request again that you will have the goodness to remind Government of the subject.

I have the honor to be
Sir
your most sincere friend

Nawab of Savanur.

No. 4101 of 1891,

From

E. Gray, Esquire,

Civil

Collector & Political Agent,

Dharwar.

To.

The Navab of Savanur.

Dharwar 14th July 1891

Sir.

Execution in British India of decrees passed by the Savanur Court.

In reply to your letter No. 42 dated 17th June 1891, I beg to state that the Government did not approve of the proposal noted in the margin on the ground that only such ruling Chiefs as have plenary Jurisdiction have been granted the concession.

I have

I have the honor to be
sir
your most obedient servt

A. Gray.

Collector & Political Agent

Dharwar.

Rec'd

Recd 17th July 1891.

No. 350 of 1897.

13 January 1897.

Memorandum -

Subject
Execution of a decree.

With reference to his endorsement No. 112 dated 11th ult., the Subjudge of Savanur is requested to state whether section 229A of the Civil Procedure Code has been declared to be applicable to his Court and if so to quote the number & date of such notification.

77

Political Agent
&
District Judge.

Read
15/1/97.

Memo 1A: C/o Vern: No 317 dated 30-9-1902

Memo.

I beg to submit the following remarks.

It has been the practice for many years that the processes of the British Courts (Civil & Rev:) are served freely by the Courts in this State & vice Versa C/f the order of the Coll & the Pol: Agent (No 23 dated 01/9/1878) directing that the processes of the British Courts shd be served by the Courts in this state is enclosed. The order regarding the free service of processes issued by British Courts by the Courts in this state could not be traced.

There can be no doubt that the practice of free service of processes of British Courts in this State & vice Versa has been mutually convenient to the British Courts as well as to the Courts in

this State. Processes are constantly received for service in this State from the Civil Courts at Dharwar, Hubli & Haveri & Rev: Courts of the Mamlatdars of Karajgi & Bankapur & are duly served in this State. Similarly processes sent from this State are served by these Courts. This can be verified by a reference to the Civil & Revenue Courts referred to.

This long standing practice may have been authorized by the orders of Govt but these orders are not traceable in the records of this office. Should however be deemed necessary that the practice should be formally recognized by Govt sanction it is suggested that an application may be made by Govt on behalf of this State. under G. R. (Poll) No 7437 dated 9 Oct 1902.

19 Nov 1902. R D Parsi Divisional

No: 204 of 1898

11th November 1898.

To,

The curator Government Central

Book depôt Bombay

Sir,

English copies of the marginally noted Law books are required for use in this office. I have therefore the honor to request you to kindly let me know whether they are available in your depôt and if so together with charges of ~~packing~~ postage to state ~~the prices of them~~ at your earliest convenience.

- 1 consolidated acts of the Government of India. all the volumes.
- 1 Bombay Acts & Regulations, all the 3 volumes.
- 1 Mayne's Indian P. code ~~as amended by~~ with amendments ~~subsequent up to date~~
- 1 Survey & settlement manual.

I have &c.

79

Diwan of Pavanee

No. 82 of 1893-94.

From,

The Diwan of Savanur.

To,

The Collector of Bombay.

Savanur Diwan's Office,
15th of June 1894.

Sir,

I have the honor to bring to your kind notice that the below-mentioned Law books are required for use in this office and to request that you will have the goodness to cause a copy of each to be sent to me per post ~~at your early convenience~~, if the same be available in your office. A remittance will be made on the receipt of a bill for the price, packages &c

Books required.

+ Book containing current Acts of the Government of India

Book containing current Acts of the Government of Bombay.

No. 261 of 1901

To,
The Supdt. Govt. Prep
Allahabad

Govt

4 May/1901

Sir,

I have the honor to inform you that Parts III & IV of Vol: XXIII of the I.L.R. Allahabad Series for the months of march & april 1901 have not yet been received by me & to request the favour of their early despatch.

I have &c

O.C. Dewan

No 165 of 1901

To,

The manager
Law publishing Rep
03 w street
Calcutta.

9 March 1901

Sir,

I have the honn to request you to be so good as to let me know the lowest price of

(1) The Civil Digest of the Indian Law Reports, latest edition.

(ii) the Criminal Digest do do do latest edition.

I have &c
Ol (illegible)
Dinaw

02

No 164 of 1901

To, The Registrar
Civil High Court
appellate Side
Bombay

9th March 1901

Sir,

I have the honor to request the favour of your sending me by V.P. a copy of the Bombay High Court Civil Circular order Book with the Correction slips up to date.

I have &c

(I) Sorabji

Divan

Sawantwadi

Civil No: 186 of 1901

21 March 1901

To,

The Manager

Law publishing press.

Bow street

Calcutta.

Sir,

Referring to your No. 283 of 15th instant I have the honor to request the favour of your sending me by V.P. the Law books noted in

The margin at your early convenience.

1 civil digest in three volumes (cloth bound) containing all civil rulings of the Several H. courts from 1876 to 1899.

1 General digest of criminal cases containing all criminal rulings from 1802 to 1899

Thanks &c.

Yours

J. D. Lyle

Library of Savannah

No. 283

D. E. CRANENBURGH,
PLEADER AND LAW-PUBLISHER.

The Law-publishing Press,
Nos. 3 to 5, Bow Street,
Calcutta, 15th March 1901.

The Diwan of Savanur,
Savanur.

Dear Sir,

With reference to your letter No. 165 dated the 9th instant, we beg to inform you that our Civil Digest in three volumes (cloth bound) contains all Civil rulings of the Several High Courts from 1876 to 1899. These three volumes are sold at Rs 5 each, and all three together for Rs 12, plus postage &c V P Rs 13 - 12 - 0.

Our General Digest of Criminal cases contains all Criminal rulings from 1852 to 1899 Price Rs 10 plus V P Charges 12 annas.

Detailed particulars will be found in the Catalogue sent herewith.

Yours faithfully
for Alexander & Co.
Manager

21/3/01

Shipped
Both 3 Civil Vols
& 1 Criminal Vol -
Shd be received in due time

[redacted]95

(Dowl ೮೨೬) No. 17 of 1891.

Forwarded to the Diwan of Savanur for information and guidance.

Savanur
8th August 1891. } Abdul Hameed Khan
Nawab of Savanur.

No. 64 of 1891-92.

Savanur Diwan's Office. 85

24th September 1891.

Returned, after keeping a copy for record and guidance, to H. H. The Nawab of Savanur with the humble respects of the undersigned.

Diwan of Savanur.

Recorded on 26th September 1891.

Nawab of Savanur.

Forwarded to the Diwan of Lawaner for information and guidance.

5-3-1900

A. P. Agent

spare copies of the notice have been received direct from the political agent. and the notice published as directed. This may therefore be recorded

1.3.12

87

N o t i c e.

Levy of fees for issue of Sanads &c please

It having been brought to the notice of the --- undersigned that Vakils with ~~xxxxxx~~ Sanads to practise in British Courts are allowed to practise also in the --- Savanur Agency Courts without levy of the annaual fee of Rs. 30/- sanctioned by G. R. Political, No. 5889 dated -- the 23rd September 1895, it is hereby notified that no -- Vakils with British Sanads will henceforward be allowed to practise as pleaders in the Courts under this Agency -- except on payment of an annual fee of Rs. 30/-.

Sd:- E.L. Cappel,
Political Agent,
Savanur.

G. 162 of 1900

Offic copy.

Copy of letter, No. 2110 dated 14th June 1894 from

Colonel W. A. Salmon, Ag: Political Agent,

Kolhapur and S. M. Country, to the Political

Agent, Dharwar.

"With reference to your letter, No. 2633

dated 21st April last, requesting information

as to the practice in vogue in the states under

this agency, in the matter of permission to pleaders

for practising in civil and criminal courts

I have the honor to state that persons having

sanads from the High court of Judicature

at Bombay can not so practise as a matter

of right."

"2 such men are required to obtain

from the Local authorities in Native States

as a sine qua non to their admission

88

in civil cases. In criminal matters, the practice is generally regulated by the provisions of the code of criminal procedure.

3 It is only in Kolhapur that Barristers ever appear and when they do so, they are admitted there without any sanad from the Darbar.

No 4093 Camp Bhavani.

22nd June 1894.

Forwarded for information to the Assistant Political Agent.

2 Pleaders (with the exception of ristors) cannot, as a matter of right, in the savanar civil and criminal Before doing so, they must obtain from the state.

The Diwan should be instructed

accordingly.

Sd/ J. Hairlie Muir
Political Agent.

No. 12.3 of 1894.

Camp Bharwar 28th June 1894.

Forwarded in original for information to the Diwan of Savanur.

~~To be returned~~ Sd/ A. R. Binns
A.P.A. Savanur.

No. 940 of 1893-94.

Returned with compliments to the Assistant-Political Agent.

2 The undersigned begs to state that a copy of the above correspondence has been taken & placed on record for the information of this office.

Diwan of Savanur

04

Appointment of Pleaders

In the Court of His Highness
the Nawab of Savanur.

At Savanur.

No. 38 of 1890-91.

3rd of June 1891.

To,

Mr. Venktesh Gururao Malebenur

In conformity with the provisions
of Regulation II of 1827 and Act I of
1846 you, Venktesh Gururao Male-
benur is hereby appointed to the
office of Pleader in the Savanur State.

Nawab of Savanur.

Seal of the Court

Civil

In the Court of His Highness

the Nawab of Savanur.

At Savanur.

No 44 of 1890-91.

24 th of June 1891.

To,—

Mr Hanmant Shesho Naigur.

In conformity with the provisions

of Regulation II of 1827 and Act I

of 1846 you, Hanmant Shesho Naigur

is hereby appointed to the office of

Pleader in the courts of the Savanur

State. You will not be liable to

be removed from your situation

during your good behaviour while

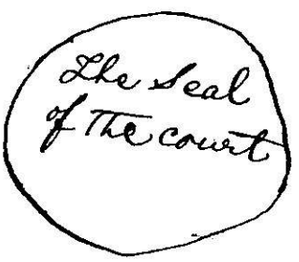
you discharge your duty with zeal

and integrity under the rules

contained in the Regulations which

— now are, or hereafter may
be in force. ——————————

Nawab of Savanur.



In the Court of His Highness
the Nawab of Savanur.
At Savanur.

No 31 of 1891-92.

19th of March 1892.

To,

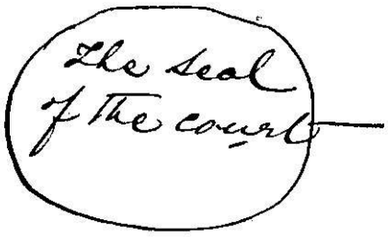
Mr Gopal Hershinve Kadkol
pleader State Miraj Senior.

In conformity with the provisions
of Regulation II of 1827 and Act I
of 1846 you, Gopal Hershinve Kadkol
is hereby appointed to the office
of Pleader in the Courts of the
Savanur State. You will not be
liable to be removed from your
situation during your good be-
haviour while you discharge your
duly with zeal and integrity
under the rules contained in

the Regulations which now are

-or hereafter may be inforce.

Nawab of Savanur.



I have ample time
at my disposal to
[illegible] with [illegible]
[illegible] [illegible]
[illegible] [illegible]
[illegible]

165.

Below application dt. nov/98
from mr. Balwant Nakadar
pleader Dist. Court Dwk to the
address of the asstt Pol Agent
requesting to issue a sanad in his
favour authorizing him to practice
as a pleader in the Savanur State

No - 217 of 1898

28th Nov 1898

Forwarded with Compliments
to the Assistant Political Agent.

2 The A.S. knows that the
applicant is a practising pleader
in the Dist Judge's Court at Dharwar
and as such he is under the order
contained in ~~G.K. no 6790 dt 22 Sept 1895~~
~~Pol Deptt~~ to have a sanad ~~from~~
~~the~~ from the Pol Agent ~~to practise~~
~~of Rs 30 as a pleader~~ authorizing him
to practise in the Courts of this State
on payment of a fee of Rs 30, as
ordered in ~~G.K. no 5889 of 23 September~~
~~1895 Pol. Deptt~~
in the Pol Agent's Endt. no 4098 of 22nd
June 1894 he is entitled to have a sanad

from the Vol agent authorizing him to practice in the Courts of this State on the payment of a fee of Rs 30 as per G. R. no. 5889 d. 23 September 1895 Pol. Dept.

No247 of 1858

24th December 1858.

Memo:

With reference to his applicat^n dated the 4th ultimo Mr. Balvant Mahadev pleader District Court Dharwar is informed under the orders contained in the Collector & Political Agent's No 9220 15-12-58 that he should make his application on a stamped paper of the value of annas 8 and remit the fee of Rs 30 to the H. S. for issue of the Sanad asked for.

C. Pandurang Sastri

No 57 of 1899.

11th February 1899

Memo:

A Sanad received from the Collector & Political Agent Dharwar with his No 484 dated the 6th Instant is herewith sent to Mr. Balawant Mahadev Betdur pleader District court Dharwar with a request to acknowledge receipt of the same.

D.C. Diwan of Savanur

Below Asstt Poll Agents' No 3597 of 1898 dated 21-12-98
below Poll Agents' No 9220 dated 15th December 1898 intimating
- The applicant to make an application on a stamped
paper of the value of annas 8 & to remit the fee of Rs 30 to
The Diwan of Savanur.

No 5 of 1898/99
10th January 1899.

Resubmitted to the 2nd Assistant Collector & Assistant
Political Agent Dharwar with compliments.

2. The U. S. respectfully begs to send herewith

The application received from the pleader on a state stamped paper of the value of 8 annas and to state that the sum of Rs 30 remitted by him has been credited to the Daybook under the head of stamp receipts.

3 The Sunad applied for may now be kindly issued.

Dy Divan Sevaman

Copy.

Reply of the Collector of Dharwar to No: 254 dated 14 November from the second Assistant Collector.

No: 10741 Dharwar.

30 December 1897.

The applicant should be informed that before a sanad can be issued to him, he must the examination prescribed by G.R. No: 6790 dated 12 October 1888 Political Department and that as he has not passed it, the undersigned regrets he can not issue a sanad.

(sd) C L. Capper

Collector and Political Agent Dharwar.

No: 9 of 1898.

99

The Diwan of Savanur is requested to

inform the applicant- Bhimacharya Raichur

accordingly and return.

8-1-98 (sd) Fr. Anderson.

A. P. agent.

R D 8

Copy sent to the applicant Bhimacharya

Ro: 6 of 1898.

Savanur January 1898.

Returned with compliments.

2. The D.S. begs respectfully to report, —

That the above orders ~~were informed~~ have been communicated to the applicant in a ~~separate~~ separate communication.

Dewan of Savanur.

Memorandum.

No. 2063 of 1900.

Dharwar 23 March 1900.

Curd

In reply to his petition of 18-11-99, ---
Mr:- Bhimaji V. Rayachur is informed that the Political Agent does not see sufficient reason to grant him --- permission to practice as a Pleader in the Courts of -- the Savanur State.

for Political Agent, Savanur

Through the Assistant Political Agent, Savanur, with --- reference to his No. 201 of 9th March 1900.

No 223 of 1900

Forwarded to the Diwan of Savanur for informing the applicant accordingly.

27-3-1900

Asst Political Agent

J. No 102 — Rec 29.3.00 applicant informed by working

1050

No: 147 of 1908

30-3-1908.

The applicant was informed in writing

Diwan.

Below the application dated 28th August 1900 from B. V. Raichur asking for a sanad to practice in the Savanur State courts.

Civil

No 6495 of 1900

Dharwar, 6th Sept. 1900.

Forwarded to the A. P. Agent, Savanur, for report with reference to correspondence ending with this office No 2063 dated 20th March 1900. It should be stated what the applicants age is, whether there is anything against him, & what objection there is to allow him to practice as a pleader. It should also be reported how long the applicant has been practising in the Savanur courts.

No: 409 of 1900

19th Sep 1900.

Returned with compliments

(Sd) W. Doderel
P. A.

No 694 of 1900
7-9-900.

Forwarded to the Diwan of Savanur for report. The applicant is returned.

(Sd) A. Westropp
A. P. Agent

2 The Political agent declined ~~to grant the request of the applicant~~ to permit the applicant to practice as a pleader in the courts of this state (Vide copy of the memo order No 2063 dated 23rd March 1900. herewith sent). The petitioner has not passed either of the examinations under the rules prescribed in G. R. No 679 (Poll dept.) dated 12th Oct. 1888 nor does he hold a pleader's sanad from the High court of Bombay. He can not therefore be permitted ~~to~~ to practice as a pleader in the courts of this state.

3 The applicant's age is now about 26 and is reported to be the W. S. knows nothing of him personally as he almost always lives elsewhere ~~outside the state~~ for his studies ~~& practice~~

W.S. has therefore of this state. There
nothing to say against him
~~Nothing against him~~.

~~He can be obtained~~
He may practise
in the civil court
~~by the civil courts to practise~~ as a Mukhtiyar in case he be

a Mukhtiyar under the provisions of section 37 of the civil
Procedure Code but not otherwise. He has never practised
in the courts of this state up till now.

The W.S has already reported in this office Rol dated
28.12.29 that there is want of more pleaders in this state.

Diwan of Sandur

Civil — No. 708 of 1900

28th September/00

Memo.

The Diwan of Savanur is requested to enquire and report whether the applicant Mr. Raichur still desires to appeal to Government in case he be allowed by the Political Agent to practise as a Muktyar in Savanur Court.

Asst Pol Agent.

1.10.00

D. No 334

102

No: 444 of 1900

1st Oct 1900.

To,

The A. P. agent;

Sharwar.

Sir,

Referring to the above I have the honor to state that Mr. Raichur does not desire to appeal to Government in case he be allowed to practise as a Muktiyar in savanur court.

~~His~~ Mr. Raichur's reply to that effect is sent herewith for favor of perusal.

I have &c

Diwan of savanur.

Reply to application dated the 28th august 1900, from
Mr B. V. Raichur Savanur.

Civil

No 7557 of 1900.
Dharwar, 18th October 1900.

The applicant is informed that he is allowed
to practise as a Mukhtyar in the Savanur Courts.

(Sd) W. Dodsett.

Through

The Assistant Poll Agent,

No 488
19-10-00

with reference to correspondence ending with his No 778
of 10th Instant. 103

No 802 of 1900.

Forwarded to the Divan of Savanur with reference to his No 444 of 1-10-1900.

(sd) A.C. Wild.
A.P. Agent.

No 494 of 1900

Forwarded to B.V. Raichur.

21-10-00

C. Divan Savanur.

Circ

under a. p. agent's Rc. 79 d 26-1-1901 asking to report how many pleaders are authorized to practise in the state, whether all of them know English & how many of them have passed the pleader's exn & where the state courts are in need of more or two additional pleaders (vakkeels).

Rc. 71 of 1901

28 January 1901

Resubmitted to the a. p. a.

2 There are now 3 pleaders and one Vakkeel practising in the courts of this state. Only one pleader & ~~one~~ the Vakkeel know English and none of the 4 have passed the district- or state pleader's examination but Messrs Venkatramanacharya & Krishnaji appear ~~have~~ passed pleader's examination before a committee specially appointed for the purpose in 1869.

3 ~~No one is specially appointed~~ as regards point (3) I beg respectfully to report my opinion ~~is~~ after an experience of 6 months ~~of the working of the Vakkeel~~

R D Pethe

104

Diwan of Savanur

Under a. P. agents no 113 dated
6 Feb: 1901.

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no 442 of 1901

2 August
1901

Recommitted to the assistant
Pol: Agent with compliments.

2 There is want of one or two
good experienced pleaders
& if no such pleaders should
desire to practise in the
State Courts, the applicant
might be given the permission
asked for by him subject to
the condition of his paying the
prescribed fee.

R Sastri
Diwan

No 6796 of 1901.

Dharwar 7th September 1901.

With reference to his application dated 4th November 1900, Mr. Hanumant Gurachaya Raichur is informed that he is allowed to practice as a Mokhtyar in the Savanur courts.

(sd) W.C. Gibb.
Political Agent.

Through,
The Assistant Political Agent
(with reference to his No 770 dated 28th ultimo)

To The Diwan of Savanur.

Through 833/11-9-01
The Diwan with reference to his No 442/2-8-1901.

(sd) A.C. Wild
A.P. Agent.

No 623 of 1901
14-9-01

Forwarded.

10/9/01
O/C Diwan of Savanur.

Copied

No: 377 of 1900

4th Sept: Aug: 1900.

To,

The Collector and Political Agent

Dharwar.

Sir,

In compliance with your P. No. 2-Jan-29/29 dated the 4th instant I have the honor to respectfully submit herewith the papers relating to the possession suit No 1/1900 of this court and to offer my remarks on the grounds of ~~petition~~ set forth in the accompanying petition for revision addressed to His Excellency The Governor of Bombay, as follows:-

It will be seen from the judgment that the same issues as mentioned by the petitioners in their application for revision have been tried and decided in this case. The statement made by them that this has not been done is quite untrue and a misrepresentation. - 107

In the course of their depositions the defendants have plainly admitted that they were are in possession of the field in dispute at the time of the suit In order to ascertain whether they obtained possession by due course of Law or otherwise, they were questioned when & how they came to be in possession of the

and Rundo of the defendants in connection with the same land now in dispute) and Ex No A (a registered kabuliyat executed by the Rajbu Kolkati witness Ex No 10 in favour of the plaintiffs) and the statement of the paid Rajbu, clearly proved the plaintiff's claim suit-

~~Exhibit No 3~~

~~when the witness on behalf of the plaintiffs showed~~

field which was restored to the plaintiffs in 1891 under the orders of a competent court & whether they had any evidences in support of their statements. In doing so the court has not at all acted ultra vires. The statements made by the defendants in this connection are so inconsistent with one another that one is naturally inclined to disbelieve them in toto. They not only weaken the case of the defendants but strengthen the ~~case~~ of the plaintiffs to a considerable degree.

(~~In this suit the plaintiffs~~ This suit was between the present plaintiffs & defts Nos 1 & 3 & pltfs of defts Nos 4 & 5.)

The documentary as well as trustworthy oral evidences put in by the plaintiffs, the inconsistency in the statements of the defendants and the position in life of the witnesses on behalf of the defendants led me to conclude that the witnesses were all tutored. ~~Leaving any other conclusion under the circumstances would be doing utter injustice.~~

The very plaintiffs brought a suit in 1891 in the the court of the Diwan under the Mamlatdar's court act to recover possession of the field now in dispute from some of the defendants in the present ~~case~~ suit in

~~The case~~ was decided in favour of the plaintiffs & the possession of the land was restored to them. (Vide Ex No 4). Since that time witness No 20 Rajba Kokale cultivated the field ~~from~~ for 6 years under a registered kabulayat (Ex A) executed by him in favour of the plaintiffs. After the expiry the said term of 6 years he continued to hold it until he relinquished it 15 days before the cause of action in the present suit arose. (Vide the deposition of the witness Ex No 20). The fact that the field was cultivated by Rajba has been admitted by defendant No 1, although he states that he (Rajba) cultivated it on his father's behalf. On considering the statements of the witness along with the documents Ex Nos 4 & A, I was inclined to believe the witness Rajba.

No point of law has been raised in the application as to justify the case being revised by the higher authorities.

x It is not customary for the High Court to ~~[redacted]~~ interfere in a possessory suit (unless the aggrieved party) can seek relief in a civil court.

x x Under these circumstances, I am inclined to consider whether the application deserves to be forwarded with the petition for revision.

I am directed to forward the petition for revision.

Below Pol. Agents' ho s.s. 8.50 dated 23-10-00
asking to send the case papers of civil Suit No 7
of 1897.

No: 503 of 1900

Civil

27th Oct 1900

Returned with compliments

2 The w.s respectfully begs to submit herewith the papers relating to the civil suit No. 17 of 1897 of this court as called for.

3 The hearing of the case has not yet commenced and therefore the w.s. is not aware of having expressed his opinion in connection therewith in any way in the Case

4 The statements in paras 2 & 3 of the application having been made quite recklessly ~~forgetting~~ with a view to mislead the case transferred ~~by lifting the subject~~, w.s. owes not at all wish to offer any comments on them.

5th The w.s. would be glad to get rid of the case if the political agent would be disposed to ~~order accordingly~~ transfer the case.

Diwan of Savanur

Received
26/11/90

ಅಂಗಡಿಯವರು ಸಾಮಾನುಗಳನ್ನು ಕೊಡಲು ನಿರಾಕರಿಸಿದರು. ಅಂಗಡಿಯವರು ಸಾಮಾನುಗಳನ್ನು ಕೊಡಲು ನಿರಾಕರಿಸಿದರು.

ಸಂಖ್ಯೆ: ಸಿಇಒ/ಜಿಪಂ/ಕಾಮಗಾರಿ/ಎಸ್‌ಎಫ್‌ಸಿ/ಕ್ರಿಯಾ/೨೦೨೨-೨೩

ಕಾರ್ಯನಿರ್ವಾಹಕ ಅಧಿಕಾರಿಗಳು
ಜಿಲ್ಲಾ ಪಂಚಾಯತ್
ಕೊಪ್ಪಳ

ಮಾನ್ಯರೇ,

ಈ ಕಛೇರಿಯ ಜ್ಞಾಪನ ಸಂಖ್ಯೆ: ಸಿಇಒ/ಜಿಪಂ/ಕಾಮಗಾರಿ/ಎಸ್‌ಎಫ್‌ಸಿ/ಕ್ರಿಯಾ/೨೦೨೨-೨೩ ದಿನಾಂಕ: ೨೭/೦೭/೨೦೨೨ ರಲ್ಲಿ ೨೦೨೨-೨೩ನೇ ಸಾಲಿನ ಹದಿನಾಲ್ಕನೇ ಹಣಕಾಸು ಯೋಜನೆಯಡಿ ಕ್ರಿಯಾ ಯೋಜನೆಯನ್ನು ಸಿದ್ಧಪಡಿಸಲು ಸೂಚಿಸಲಾಗಿತ್ತು. ಸದರಿ ಕ್ರಿಯಾ ಯೋಜನೆಯನ್ನು ಸಿದ್ಧಪಡಿಸಿ ಕಳುಹಿಸಲು ಕೋರಲಾಗಿತ್ತು. ಆದರೆ ಇಲ್ಲಿಯವರೆಗೂ ಕ್ರಿಯಾ ಯೋಜನೆಯನ್ನು ಕಳುಹಿಸಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಈ ಪತ್ರ ಬಂದ ತಕ್ಷಣ ಕ್ರಿಯಾ ಯೋಜನೆಯನ್ನು ಸಿದ್ಧಪಡಿಸಿ ಕಳುಹಿಸಲು ಕೋರಿದೆ.

ಇಂತಿ ತಮ್ಮ ವಿಶ್ವಾಸಿ,

ಸಹಿ/-
ಕಾರ್ಯನಿರ್ವಾಹಕ ಅಧಿಕಾರಿ
ಜಿಲ್ಲಾ ಪಂಚಾಯತ್
ಕೊಪ್ಪಳ

Below petition dated 26th Nov/90 from Drapa
bin Nagappa Gudgeri and another of Savanur
asking for review of the decision passed on 15th Oct
1890 by the Nawab of Savanur

Sav. In.

No. 25 of 1890

Nov/90

Forwarded with compliments to the Nawab
of Savanur with a request that he will kindly send
the papers in the case with any remarks he may
wish to offer.

(signed) A. W Bowen

Recd
5/12/90

Collector & Pol Agent

No 6 of 1890-91

Savanur Nawab's office
8th December 1890

Returned with compliments to the Collector &
Political Agent Dharwar with all the papers
connected with civil appeal No 4 of 1888 112

As to the 2nd para of the petition of review

In this case the burden of proving partition has been rightly laid on the respondent.

As to the 3rd para

The memorandum of appeal will clearly show that no grounds of objection is set forth herein to the conclusion arrived at by the Lower court regarding the subject-matter of the suit. Section 5-42 of the civil procedure code lays down "that the appeal court shall not rest its decision on any ground not set forth by the appellant unless the respondent has had sufficient opportunity of contesting the case. In this case the applicants have not applied to this court to be allowed to file any new grounds of appeal. The applicants can not therefore raise this objection now. Moreover there is sufficient evidence in the case against this statement of the applicants —

As to the 10th para

of each of the statements filed by deceased Phakeerappa in suits nos 19 of 1882 & 5 of 1884, be read as a whole and in its natural sense it will show that Phakeerappa did not wholly deny that a partition had taken place. Even if it is supposed that he did deny, those statements are not relevant as they are not against the pecuniary or proprietary interest of Phakeerappa (Vide Sec 32 clause 3 of the Indian Evidence Act).

The undersigned has sufficiently dwelt upon the other branch of the subject in his judgment

Nawab of Savanur

Below S.Sr.Co. 21 / 16-3-98 of the political agent Bharwan forwarding petition of Meer Ahmed Alikhan Mansabdar requesting to be informed of the date fixed for hearing the appeal preferred by him from the decree of the 1st class S. J. Sawan in civil suit No: 31 / 1896.

No: 50 of 1898.

19 March 1898.

Respectfully returned with compliments to the Political agent.

2 The appellant has been informed of the date fixed for hearing the appeal

22-3-98.

Dewan of Sawan.

Below Asstt Pol Agent's No 112 of 1898 dated 14-5-98

forwarding the Govt Resolution No 2415 Political Department
application for Review of Decision of Civil No 4 of 1898
dated 23rd April 1898 for communicating the decision of
the Govt to the petitioner.

No 89 of 1898.

21st May 1898.

Respectfully returned with compliments to the 2nd Assistant Collector and Assistant Political Agent Dharwar.

2. The orders of Government contained in the above Resolution have been communicated to the Applicant as directed.

N Divan Sawanur

No 31 of 1890-91

From,

The Nawab of Savanur,

To,

The Collector and Political

Agent Dharwar,

Savanur 16th of May 1891.

Sir,

I have the honor to observe that my Diwan Rao Bahadoor Guru-rao Krishna Malabenur who has been serving the State from 15th October 1885 retires on 1st of June 1891. During the time, he has served to my satisfaction and earned the respect of the people. He has fully justified the selection of him, then only a Mahalkari, by Mr J. R. Middleton

I am exceedingly glad to recommend that Mr. Gururao Krishna whose fair service extends over a period of 41 years, be kindly allowed to enjoy for his life the title of Rao Bahadur although he ceases to hold the office of Diwan. I should rejoice exceedingly if you be good enough to move Government to be pleased to confer on him the title of Rao Bahadur as a personal distinction.

I have the honor to be
Sir
your most sincere friend

Nawab of Savanur